

## **MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY COUNCIL MEETING HELD WEDNESDAY, AUGUST 15, 2001.**

The meeting was held in the Grantsville City Council Chambers at 429 E Main Street. Present were Mayor Merle E. Cole, Council Members Kevin Hall, Craig Anderson, Justin Linares, Karen Watson, and Byron Anderson, Attorney Ron Elton, Zoning Administrator Shauna Kertamus (taking minutes in the absence of the Recorder, Wendy Palmer), Police Chief Dan Johnson, Ordinance Enforcer Robert Hansen, Police Office Steve Barrett, and Police Office George Huber. Also present were Rosemary Anderson, Joanna Johnson, Chrissy Johnson, Keith L. Davis, Paulette Bolt, Amber Durfee, Jerry Edwards, Serenity Allen, Dee Ann Allen, Mary Young, Gail Knickerbocker, John Knickerbocker, John Michael Knickerbocker, JoAnn McGlamery, Julane Sullivan, Pamela Jensen, Teresa Bensen, Heather Hughes, Edward Hughes, Christina Holliman, Jase Cather, Karyn Hughes, Sandra Belmundez, Jose Belmundez, Brad Anderson, Chris Williams, Gerald Hill, Sarah Hamatake, Amanda Hamatake, Laverne Hamatake, Nadine Hunt, Julie Hyatt, Tim Hyatt, Alex McGlamery, Sarah Smith, Bryan Wittwer, Bethany Williamson, John Williamson, Rex Knickerbocker, Judd Lawrence, Joe Peterson, Shelley Johnson, Candice Phelps, Kimberly Phelps, and Transcript representative Mary Ruth Hammond.

### **PUBLIC HEARING OPENED ON PROPOSED CURFEW AT 7:05 P.M.**

Mayor Cole stated that there is a lot of public interest on this issue. It is important to us to have public input, he said. However, this is not an attendance issue for the school. The Mayor stated he had received a letter from Brook Hales and Terry Linares regarding the curfew (copies of the letters are attached to these minutes). Mayor Cole asked Chief Danny Johnson to review his idea on the curfew for the audience.

**Chief Johnson:** We have had trouble with kids not being in school. We have looked at different options and this idea is working well up in Ogden. People are making more out of it than it is. We would not really be doing anything any differently than we are now. This would just provide us a tool to be able to cite the kids who are causing mischief. We already know who these kids are, we deal with them on a daily basis now. I don't really want to use the term "bad kids" but the kids who are throwing rocks through windows and stuff. The Mayor stated "this would give us a vehicle that parents would be notified."

**Jerry Edwards, 367 W Plum Street:** I am opposed to this curfew. There are kids that no matter what you do you won't keep them in school. Under this law parents will be held liable. Parents can't quit jobs to watch their kids all day long. Some parents will be unduly harassed. There is already a law that you can pick up kids that are out of school, but if kids have business outside of the school they should be able to take care of it. If this is a school problem, there is the Board of Education. We don't need this law, he said.

**Danielle Boulton, 884 Ruben Court:** I home school my children. They are in school 365 days of the year. If they go out for an ice cream, cone or they are out playing for a while I don't want them arrested. It would be like the home schooled children will be in trouble. There are enough laws on the books to take care of this type of problem.

**Chrissy Johnson, 325 E. LaGrand Drive:** As a student, I am opposed to this law. I have seen kids who will skip school no matter what the law is, they will keep doing it. There are teachers who send kids to the store for things and those kids could get into trouble. It's not right.

**John Micael Knickerbocker, 346 E. Main Street:** As the police have already said, they deal with the bad kids on a daily basis. How is another law going to help? I am opposed to this. I am not in school right now, I am 18 years old, but I am still concerned.

**Rosemary Anderson 345 W Clark Street:** I am against this law. I am concerned that we get the kids that get suspended and they cause a lot of the problems.

**John Williamson, 381 W Plum Street:** I am opposed to this. We have two sons in high school, but they also take some courses at home. They will be coming and going a lot. They will be pulled over and questioned. Under this law they have to prove they are innocent, they are automatically considered guilty. If we already know who these kids are, lets get their parents

involved.

**Brett Anderson, 340 E North Street:** I am a student and I am opposed to this law. This is not the school coming to you and saying there is a problem. This is the police saying we want to take control here. The school already has an attendance policy and it seems to be working. The average numbers of days off of school last year was 9.2, this year it was 3.2. We dropped six days. The ones missing school are already being punished with no grades. This law will hurt the other kids. This is just beating a dead horse.

**Dee Ann Allen, 189 South 900 East:** I am opposed to this. I have respect for what you and some of these law enforcement officers are trying to do. I know you are trying to get a handle on this, but we need to be careful and not tie the hands of the families. This is not constitutional. You are forcing kids to go to school. You are saying you will be at a certain place at a certain time, no matter what. If one of my kids has to leave school now, they need a note to carry around with them. It just isn't right. These little laws will eventually tie our hands tight and we need to be careful and constitutional at the same time. I am opposed to this law.

**Council Member Karen Watson arrived at 7:20 p.m.**

**Chief Dan Johnson:** I know there are laws against burglary and vandalism. But we can't catch the kids that are doing those things when they are doing them. But we might catch them when they have just taken off from school, before they do anything like that. If we catch kids now, we take them back to school. That won't stop, we will continue doing that. This just gives us the ability to cite them. Mayor Cole stated, "it seems to be a common thread that it will be the legitimate kids that are picked up." Chief Johnson continued, I understand that, we used to issue a ticket on this type of thing but the courts got inundated. This would be handled internally, he said. Mrs. James Christensen said to the Chief, "you do this all year long, so you are just trying to deter them?" Right, answered the Chief. Most people are not going to get into trouble with this. If this doesn't get passed we will still be stopping kids. Jerry Edwards, speaking from the audience asked, "is this just a revenue maker for the City?" The Mayor stated, no, absolutely not! Dan Johnson stated that the kids would probably be doing community service. This is not about revenue. This is not a dictatorship. This is just to try and help you not get your homes ruined. Ed Hughes, speaking from the audience, stated "we are trying to get our home where it could be a safe haven. Our community where it could be a safe place for citizens to walk the streets without being stopped and bothered." Danny replied, I am not Hitler, we are not going to be putting SS on our shirtsleeves. Mr. Hughes stated that he knows that, but what happens when someone that doesn't have the moral character of Danny is in that position?

**John Knickerbocker, 340 E. Main Street:** We have been hearing here that people want to obey the law, no matter how repugnant it is. This curfew law is repugnant. I understand the need to have a curfew. This might be working up in Ogden, but I am opposed to it. This law could put shackles on the good kids. The Council has more discretion in these kind of matters. It is a very weighty responsibility. On the one hand to provide tools for the governing of our community, and on the other hand setting up of too many tools is detrimental. Many children can vent in ways that are not appropriate. I appreciate the enforcement that is there. I realize I was reading the ordinance wrong, and so at this point I withdraw my objection. I recognize that you are trying.

**Gail Knickerbocker, 340 E. Main Street:** I have spent time studying the truancy laws, and talking to the principal of Tooele High School. Under the truancy laws the school can include and invite the police to help. But to me this law makes no sense. It wouldn't make any difference. I have a friend that called the police and told them that some school kids were out on her front lawn smoking. The police told her there was nothing they could do about that. So we already have laws on the books and the police won't enforce them. I am opposed to this law. We hold home school in this building behind here and what happens if those kids are out? Are they going to get ticketed too?

**Nadine Hunt, Sun Valley Drive:** I am the mother of four and the grandmother of nine. I have worked in the primary for thirty years. I have worked in the schools, I have worked in special education, I have worked with behavioral problems, and I have worked in many organizations. I am the one who organized the Youth City Council. I have taken a survey of a few of the teachers and they tell me that 85% to 90% of the children in the Grantsville schools live with only one biological parent. They probably don't wake up to a good breakfast. Maybe no one is even

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home for them after school. These kids already have enough problems. To add more laws to weigh them down is just not the answer. I just don't agree with this policy. I have been with Terry Linares when she has been driving down the road. She will see a child and she will pull over and ask them where they are going, then she tells them to meet her in her office in thirty minutes. And they are there! They just want someone to care where they are. She talks to them and she cries with them. These kids might come in late if they come to school at all, and with this law they will be stopped and maybe cited. They have a hard enough time concentrating on what they need to be doing, without this pressure. I believe if you just respect them, they will respect you back. I feel that harassment will take place here. I have taken children into my home when they had no place to go. I think what we need to do is start a youth court. These are not bad kids. They just need compassion. If you start a youth court then maybe they can all feel a part of it. That is my recommendation.

**JoAnn McGlamery, 225 S Quirk Street:** I am in 8<sup>th</sup> grade this year at the Middle School. It is interesting. There are a lot of kids that don't like to be there. This law will not stop them from skipping school. I think it is really dumb. Police are really great here, they help a lot. But this law is retarded. I am going to be home schooled with my brother and a lot of kids are going to be doing that. What will happen to them? I am opposed to this law.

**Rex Knickerbocker, 340 E Main Street:** I want to know who in this room wants this law? If no one does then why argue about it? I am opposed to this law. How many here have the authority or care about what we think about this law? (All of the Council raised their hands) You say you are trying to help people, but everyone is opposed, so how are you helping? Let's just write it off. Byron Anderson stated, "the police asked us to consider this, so we are." Karen Watson stated, "what I would like to explain to you is that there is a gentleman that goes to the high school, an officer, and he felt that it would be helpful to have this law. We all decided that we didn't want to rule on it until the public had their say, so we called a public hearing. The beautiful part of that government is that you elect people and they want to hear what you think. I appreciate what the officers are doing for our town. I care what you think. It helps us to understand how you really feel, and when we meet next time, and you are more than welcome to come to that meeting, we will decide on this issue. We have heard comments. We may decide no. There may be two people that say yes and the rest no, then it would be voted down. That is the beauty of government is that you understand and rule fairly. I commend you and thank you," stated Karen.

**Sarah Smith, 203 S Quirk Street:** I used to be one of the bad kids, but they don't have a right to say that, just because some mean kids want to do something. They might have a spur of the moment thought and act on it. It doesn't mean all kids are bad. I am against this.

**James Christensen, 451 North 600 West:** I would like to put a little different spin on this. I am a native of Grantsville. I grew up here. I threw eggs at cops up on the flats with Karen Watson's son. One officer caught us and while he was telling us we shouldn't be doing this the other officer was putting our eggs back in the pile for us. Then I moved away for fifteen years. All the time I was away I wanted to move back. While I was gone we never had any trouble, but I wanted to raise our kids here. It's a nice little town. But since I have been back my home and car have been burglarized three times. One night I heard a noise and went to the kitchen and someone had cut the screen in the window. This happened while my children were in the house. I wondered if they are targeting something or me. At that time I wanted more laws on the books to take care of these people because they are threatening my way of life. I know who these kids are, but I can't do anything about it. When I was younger, we had a meth lab just down the street from us. Everyone knew about it but no one could do anything about it, because they were in their own home. The police would say they were just a weird family. But someone was able to contact the DEA and then something was done about it. If we know there is a problem we need to empower the police so they can act. I don't know if another law will help or not, but we need to be able to stop those kids that are causing problems. If we know there is a group of troublemakers then it is a different game. We need to have greater awareness of community involvement. But I have had these gentlemen to my house and they have been trying to help me. Office Johnson is saying that we need to be able to do something for the greater good.

**John Micael Knickerbocker, 340 E Main Street:** I don't want to get another ticket when I go  
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to the store during school hours. I just don't think another law will help.

**Joanna Johnson, 235 E Cherry Street:** I am in the 10<sup>th</sup> grade this year. I have heard so many kids say they are going to take off of school. Some kids just don't care and that won't change. So if we put this into effect some good kids will get tickets along with the bad kids. Sometimes Mr. Greene sends people on donut runs and those people could get into trouble. I am opposed to this.

**Christina Holliman, 460 N. SR 138:** I have gone to youth court, and I didn't stop what I was doing. I was going through a lot at home at the time. I didn't want to go to school. I didn't care and it didn't matter. This law won't help. If someone doesn't care, there is nothing you can do. I am opposed to it.

**Julane Sullivan, 73 N. Cooley Street:** I am opposed to this law. A few things that disturb me about this, is that kids could get a ticket if they are out past ten. My kids are out at the tennis courts past ten at night sometimes. With this law they couldn't do that. Even coming home from a game late could put them into trouble. If it is left up to the discretion of the officer as to what they want to do with the child, then that gives them a lot of power over my child. Also, I do not want to have to get a lawyer if my child does get a ticket. This could give them a record, and I want my children to be successful. I care about my kids. But there are so many kids that no one cares about. There is no one to fight for them. What will happen to them? We all have done things in our past. The officers say they won't stop the good kids. Well, my daughter is a good kid and she was stopped. She wasn't doing anything but had left the school grounds on an errand and she was stopped. This is a nice community and this is how I wanted to raise my kids. I love this small town, and I don't want my kids to be afraid. I think if we pass this law, our kids will be in trouble. I want my rights back as a parent.

**Ed Hughes, 460 N SR 138:** I moved here because of big towns and inner city's. This law is against everything I want for my seven children. I moved here to protect them and because there isn't a lot of stop lights. It is peaceful. We have great leaders, great police. If there are ever hero's it would be our police department, our paramedics, our EMT's and our fire department. The stars and the sports hero's are not really heroes. I can't be home twenty-four seven. I have to make a living. I have to trust that my kids will be OK. I understand the Federal government had this presented to them and they declined. The State court also looked at it and they declined. If that were the case, and my being so ignorant of the law, I would want to follow in their footsteps. I don't believe we need another law, which will grant more power to the police over our children. Some parents don't have time to work with their children. We need to help those parents and those children. I coach several sports teams a year. I get some of these children that have no support. They have a hard time getting to practice and such. I yearn for the opportunity to help them. I work in my way with the police and the schools to help these kids. Kids can turn their lives around if someone cares. I think we are going about it in the wrong way with this law. I think we should find another way and I will be glad to help you find another way.

**Rex Knickerbocker, 340 E. Main Street:** By making more laws the bad kids will get more skills on how to avoid the law. To help them we should go about it in a nice way or they won't like us or go with us. If we are mean now it won't help them.

**Brett Anderson, 340 E. North Street:** This law has the mentality of gun control. Murder is against the law but why take all the guns away from people? We should get people for what laws we have now, you get them for burglary, and you get them for smoking dope. We just can't keep adding more laws that we can't enforce. Throwing rocks is already illegal. Do we have statistics on how many crimes are committed a day and at what times? I would like to see those before we get another law. We are just beating a dead horse. We don't need more laws, we just need to enforce the laws we already have.

**Sandra Bermudez, 256 S. Center Street:** I had a friend in school last year that had to go to the Middle School for part of the day. On bad weather days I would take time and drive her. I was trying to help her. But, with this law I could get into trouble for that. It is unfair.

**Brian Wittwer, 90 W. Cherry Street:** What I want to say has already been said, but here is a little different slant. If I was an officer driving down the street and I saw a child out of school, I would stop and ask what they are doing there. In that case, they would have probable cause. The school would like to close its campus and this would help them to do that. I think the reason so many people are against it is it would have a big impact. It was a slap in the face the first time I went to work and found out that they really wanted me to work. It was difficult because in high school no one teaches you that. If you show up you will pass. We had an open campus when I was in high school and it helps teach you to be responsible. We don't need another law.

**John Williamson, 381 W Plum Street:** There is not enough money to make me do your job. Your problem is that you are the only one anyone sees. The way the law is written you can't do anything until a crime is committed or planned. If you can see someone committing a crime, you can get them, but you can't get them for just being in the area. But, from my point of view, it is somewhat risky to come up with a law that makes it illegal to be in an area. I believe in parent's rights. Parents should be held responsible for habitually truant kids. But this law won't change that. It will just make some kids better at hiding. This law won't have the effect that you like. I wish there were an easy solution, but there isn't. There will never be enough police. It isn't your job to make the community safe. It is your job to catch someone who has committed a crime. It is our responsibility as a community to make the town safe, not you. You are just responsible to take that criminal off of the street.

**Jerry Edwards:** One more thing if you make all the bad kids go to school, there will be so much disruption in the classes that the good kids won't be able to get an education.

Mayor Cole closed the public hearing at 8:41 p.m. by thanking everyone and stating the Council would consider this item on their next agenda. "We need a couple of weeks to contemplate what has been said," said the Mayor.

#### **MEETING CALLED TO ORDER AT 8:46 BY MAYOR MERLE E. COLE.**

**1. APPROVAL OF MINUTES OF THE PREVIOUS MEETING:** Due to the fact that the Recorder is not in attendance, the minutes from the previous meeting will be placed on a future agenda.

**2. CONSIDERATION OF BUSINESS LICENSES: a. Kenny Smith, Mobile Service Business at 563 E Clark Street:** Craig Anderson stated that this had been approved in house.

**b. Brooke Castagno, Beauty Salon at 617 ½ SR 138:**

**c. Sharon Larsen, Beauty Salon at 533 South Street:** Craig Anderson moved to approve the business licenses for Kenny Smith for a mobile service business at 563 E Clark Street, Brooke Castagno for a beauty salon at 617 ½ SR 138, and Sharon Larsen for a beauty salon at 533 South Street. Byron Anderson seconded the motion. All voted in favor and the motion carried.

**3. CONSIDERATION OF A MINOR SUBDIVISION FOR KELLY WILLIAMS ON SOUTH HALE STREET, ONE LOT INTO FIVE:** Shauna Kertamus stated that the owner of the property, Kelly Williams, had called and requested this item be postponed to the next meeting. The Mayor stated he agreed that if the owner had requested the postponement it should go on a future agenda.

**4. CONSIDERATION OF SETTING A PUBLIC HEARING TO AMEND THE LAND USE CODE AS IT PERTAINS TO SET BACKS:** Craig Anderson stated that this item had been drafted by himself, James Christensen and Shauna Kertamus. The Commission had reviewed the items and had two main points of discussion. One was over the ten foot set back for accessory buildings in the A-10 zone, and one on the 7.5 foot utility easement around developed lots, but had decided to leave the proposal the way it was submitted and recommend it to the City Council as such. Craig stated set backs were reviewed because nothing was uniform in any of the zone set backs. Kevin stated that if there is a problem with the utility easement and people building on it we should look at that now and keep all construction off of that easement.

Craig Anderson made a motion to set the public hearing for the second meeting in September. Justin Linares seconded the motion. All voted in favor and the motion carried.

**5. CONSIDERATION OF GRANT WRITER:** Craig stated he had contacted a few people and would be meeting with someone on Monday at 3:00 p.m. The Mayor mentioned that the League of Cities & Towns has someone on staff that might be able to help in this area. There are two aspects to this, finding out what is available and having the expertise to go after it. Karen stated Max Davis might be available.

**6. CONSIDERATION OF EMPLOYEE SALARY STEP INCREASE:** The Mayor stated this is for Gale Hanson. Karen Watson moved to approve the step increase for Gale stating that he does a great job, he is an employee that cares, she said. Kevin Hall seconded the motion. All voted in favor and the motion carried.

**7. CONSIDERATION OF PROBLEMS AT 298 W CLARK STREET, 668 E MAIN STREET, 54 E CLARK STREET, AND 378 W CLARK STREET:** Karen stated she had received a letter from someone regarding one of these properties and she asked Robert Hansen to address the issue. Robert stated that at 54 E Clark Street he had finally been able to make contact with the owner and the owner would be cleaning it up this coming weekend. At 668 E Main Street, Bob stated he had sent the second letter and at the end of the week he would be citing the owner if he doesn't respond. At 298 W Clark Street they have cleaned up the property and sold it to a new owner. Karen stated 378 W Clark Street would be discussed at another time. Karen thanked Mr. Hansen for his help.

**8. CONSIDERATION OF CHANGES TO THE STUDENT DROP OFF AREA AT THE MIDDLE SCHOOL/PROPOSED BUS STOP CHANGE:** Mr. Keith Davis, Administrative Assistant from the Middle School addressed this issue. It is a safety issue. The school would like to change the bus turn around from the front of the school on Hale Street to the side of the school on Durfee Street. This should help facilitate parents who want to drop their children off at the closest possible point to the school. They will have the bus drivers go up Cherry Street from the high school to Park Street, turn south there and then east onto Durfee to approach the drop off area directly without having to make a U-turn in the middle of the street. The Mayor stated he would issue an order to switch the signs at the school.

**9. CONSIDERATION OF FEE WAIVER FOR GRANTSVILLE HIGH SCHOOL ON STUDENT BUILT HOME:** This item was postponed for a future agenda.

**10. CONSIDERATION OF ORDINANCE TO AMEND THE LAND USE MANAGEMENT CODE AS IT RELATES TO SECONDARY WATER REQUIREMENTS AND ADOPT A FORMULA FOR FIGURING THE AVERAGE IRRIGATED ACRE:** Byron Anderson had drafted up some figures for calculating the amount of water needed per lot based on the size of the lot. The Council reviewed his figures which amounted to three acre feet per irrigated acre for a total of thirty-four per season. Judd Lawrence stated that Byron's straight-line depiction, in real life would be more curved. Craig Anderson stated that this only works for secondary water not culinary, and that a development is different than just a lot. He believes this should be addressed in the Land Use Code. The Code should address this for developments, and the impact fees should address it for single lots and minor subdivisions. It is an exaction for a large development, but should have some of the same basis for figuring, he said. Kevin asked Craig how he sees a difference between one lot and a development? Craig stated that any other way we would be arbitrary. Mayor Cole asked if this formula works out to one "A" share for the first one third acre and then another "A" share for every one third after that? Byron stated yes, and that the city has the luxury of going less than the cost of an "A" share but the Irrigation Company doesn't have that option. Kevin stated that we need to be on the same price scale as the Irrigation Company. Ron said that if we are amending the document that addresses the rationale on how we arrive at our figures, then he recommends another public hearing. If we just reduce the impact fee then it won't require another public hearing, but if we change the way we arrive at that figure then a public hearing will be required. Judd Lawrence stated it should be so much a square foot. Craig said that another issue is do we require all open space to be irrigated? Are we going to allow any natural open space, he asked? If we could resolve that question, then the rest is up to the Planning Commission. The Mayor stated we could say that the city standard applies to all lots and open space.

**11. CONSIDERATION OF WATER IMPACT FEES:** Mayor Cole stated he would entertain a motion on this item to instruct Ron Elton to modify the ordinance. Ordinance is to include the statement that says the city standard for water will apply to all lots and open space. Judd to be instructed Judd to reflect in the engineering study, which will be made reference to, information to justify the impact fees and also, to compare them to Byron's figures, along with setting the price of the water impact fee at \$2800.00. Justin Linares moved to include all of the Mayor's motion comments in his motion. Karen Watson seconded the motion. Craig Anderson moved to amend the motion to state \$2600.00. The motion died for the lack of a second. The Mayor called for a vote on Justin's motion. All voted in favor and the motion carried.

**12. CONSIDERATIONS OF CHALLENGE TO CONDITIONAL USE PERMIT FOR WILLOW ELEMENTARY SCHOOL PROGRESS REPORT TRAFFIC/SAFETY STUDY:** The Mayor stated there is no information back yet from the engineer. This will go forward to a future agenda.

**13. TRAFFIC/STREET MASTER PLAN - MAYOR:** The basis for this is to do the traffic study around the schools, stated the Mayor. We determined we needed to take a broader look at the whole area and look past our boundaries, much like Envision Utah's 2050 study. We want to say where the major roads are going to go. So, until the engineers have something more definitive I don't want to waste your time, stated the Mayor.

**14. STREET/PUBLIC RIGHT OF WAY ISSUES:**

**a. CONSIDERATION OF FOREST SERVICE ACCESS ROAD:** Ron Elton stated that the adjoining property owners own that road. They have a prescriptive easement, he said. The city could acquire an interest in the road if they maintain it for a certain length of time, usually about ten years.

**b. CONSIDERATIONS OF PERSONAL USE OF PUBLIC RIGHT OF WAYS:** You were asked to look at the issue of people putting obstructions in the sidewalk like mailboxes, or gardens in the public right-of-way. It was a consensus of the Council that they take a position. Kevin stated we should look at it as a public safety issue. Craig is concerned over drainage being inhibited. Kevin stated we could set a dimension on a mailbox holder of 2", which would leave the sidewalk open. Mayor Cole stated he would have Bob Hansen look at the addresses in question as to whether they impede the drainage or block the sidewalk.

**15. MAYOR REPORT ON RURAL WATER CONFERENCE:** The Mayor stated there were a lot of fluffy things going on at the conference. In talking with Chris Cannon he was informed that the Federal Government is requiring testing for arsenic and said it would be very expensive to the city. The fluoride issue is not going to go away either, stated the Mayor.

**16. APPROVAL OF BILLS:** Justin Linares moved to approve the bills. Craig Anderson seconded the motion. All voted in favor and the motion carried.

**17. EMERGENCY ITEM:** Byron Anderson moved to add consideration of a pavilion purchase as an emergency item. Craig Anderson seconded the motion. All voted in favor and the motion carried. Byron moved to approve the purchase of Polygon Ironwood Gazebos, three each Model G1W 20MR with powder coat or equal, one each model G1W 36MR with powder coat or equal, one each model G1W 16MR with powder coat or equal, one each model G1W 12MR with powder coat or equal. Craig Anderson seconded the motion. All voted in favor and the motion carried. Byron Anderson moved to advertise the required bid in the newspaper, and have this item on the next agenda. Craig Anderson seconded the motion. All voted in favor and the motion carried.

**18. OTHER BUSINESS:** Justin stated that no one in Tooele County is eligible for smart site consideration due to the lack of high speed internet access and, in Grantsville City's case, because they are looking for existing facilities, and we really don't have any. Justin stated he would not be able to attend the rural community conference in September.

Karen mentioned the Tooele County golf tournament and the convention on Utah's future with Steven R. Covey. The Mayor stated he was hoping to get free tickets to that.

Mayor Cole stated that Alan Barney had quit, but he does not see any reason to replace him. He stated that maybe it is time to look at increasing our water shut off fees to \$100.00. Wendover has implemented that policy, he said, and it is working well out there. He said that the Utah League of Cities & Towns would be September 5<sup>th</sup> to the 7<sup>th</sup>. Any one who wants to go needs to contact Sue Gustin. The Mayor commended Gary Polk and Eddie Martin for their work to keep the city cleaned up by mowing the sides of the street up on Pear and Willow Street. He stated a letter and a check for their service would be a nice gesture. Mayor Cole stated he would be out of town the third week in September and would like to move the meeting to another night. Karen Watson moved to approve one meeting only, the September 5<sup>th</sup> meeting, for September, and move the public hearing for the set backs to the first meeting in October. Byron Anderson seconded the motion. All voted in favor and the motion carried.

Craig stated that he had a disagreement with the first bullet of the Sun Valley annexation letter that the Mayor had prepared for review. Karen said she would like to see it handled in a nicer way, such as inviting them to annex. Justin stated that we would have only one shot at it, so it should be effective. The Mayor stated he would look at the letter again before it is sent out. Craig stated that the Youth City Council has given out nine scholarships amounting to about \$100.00 each.

Kevin stated he had received a phone call from Terri Moon. She said she has a lot of toys in her home that she purchased with Tooele County Recreation Grant money, and would like them donated somewhere and would like Kevin to do that for her. Kevin asked the Council for their input, stating he would like to see them go to a worthy cause. There was little support for how Kevin should handle the situation. Kevin stated he would go ahead and take care of it himself.

The Mayor informed the Council that John Laing Homes on the recovery rights issue are suing us. Ron Elton stated they would need to hire an attorney that is trained as a litigator. Karen suggested a mediator.

**ADJOURN:** Karen Watson moved to adjourn the meeting at 12:25 p.m. Justin Linares seconded the motion. All voted in favor and the meeting adjourned.

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**Shauna Kertamus, Zoning Administrator**

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**Merle E. Cole, Mayor**